

John M. Flannery (JMF-0229)  
WILSON, ELSEY, MOSKOWITZ, EDELMAN & DICKER LLP  
3 Gannett Drive  
White Plains, New York 10604  
(914) 323-7000

Attorneys for Defendant BATTERY PARK CITY AUTHORITY

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

----- x 21 MC 102(AKH)  
IN RE: WORLD TRADE CENTER LOWER :  
MANHATTAN DISASTER SITE LITIGATION ----- x Civil Action No.: 07CV4502  
KRZYSZTOF PAJAK and EWA PAJAK, :  
: Plaintiffs, : **NOTICE OF BATTERY PARK**  
-against- : **CITY AUTHORITY's**  
: **ADOPTION OF ANSWER TO**  
90 CHURCH STREET LIMITED PARTNERSHIP, ET. : **MASTER COMPLAINT**  
AL., :  
: Defendants. :  
----- x

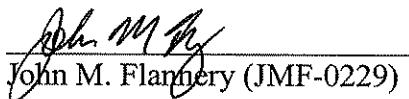
PLEASE TAKE NOTICE THAT defendant, BATTERY PARK CITY AUTHORITY, as and for their responses to the allegations set forth in the Complaint by Adoption (Check-Off Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopt BATTERY PARK CITY AUTHORITY's Answer to the Master Complaint dated August 1, 2007, which was filed in the matter of *In re World Trade Center Lower Manhattan Disaster site Litigation*, 21 MC 102 (AKH).

WHEREFORE, BATTERY PARK CITY AUTHORITY demands judgment dismissing the above-captioned action as against each of them, together with their costs and disbursements.

Dated: White Plains, New York  
September 25, 2007

Yours, etc.,

WILSON, ELSER, MOSKOWITZ, EDELMAN  
& DICKER LLP  
Attorneys for Defendants  
BATTERY PARK CITY AUTHORITY  
3 Gannett Drive  
White Plains, New York 10604  
(914) 323-7000  
File No.: 06867.00261

By:   
John M. Flannery (JMF-0229)